

HAK
HAK
LORD
HOWE
NEGROBATE

TOP SECRET, SENSITIVE **EXCLUSIVE EYES ONLY**

1972 NOV 4 AM 5 55

State Dept. review completed

ON-FILE NSC RELEASE INSTRUCTIONS
APPLY

T O P S E C R E T SENSITIVE 040800Z NOV 72 VIA CAS CHANNELS (BUNKER)
SECTION 1 OF 3

FROM: AMBASSADOR BUNKER SAIGON 0248 IMMEDIATE
TO: THE WHITE HOUSE, EXCLUSIVELY EYES ONLY FOR HENRY A. KISSINGER
REF: WHS 2305 (ATTACHED)
SUBJECT: CEASE FIRE PLANNING

1. AS INSTRUCTED REFTTEL, I ASKED FRED WEYAND TO FORM SMALL PLANNING STAFF TO WORK OUT DETAILS OF FOUR PARTY JOINT MILITARY COMMISSION. I AM FORWARDING HIS SUGGESTIONS IN THIS MESSAGE. GENERAL WEYAND HAS DISCUSSED THE PROBLEM INFORMALLY WITH GENERAL VIEN WHO AGREES THAT THEY SHOULD DISCUSS THE OUTLINE OF THE PROPOSED FOUR PARTY JOINT COMMISSION. VIEN AGREES WITH THE THRUST AND MAIN POINTS OF THE PROPOSAL. NEXT WEEK, GENERAL WEYAND WILL PREPARE A GRAPHIC OUTLINE OF THE DETAILED ORGANIZATION AND PROCEDURES WHICH HE WILL GO OVER WITH GENERAL VIEN. VIEN WANTS TO KEEP THE DISCUSSIONS BETWEEN HIM AND GENERAL WEYAND WITHOUT REFERENCE TO HIGHER AUTHORITY AT THE MOMENT.

BEGIN TEXT:

MORI/CDF C05081060

AN UNDERSTANDING FOR THE FORMATION
OF THE
FOUR-PARTY JOINT MILITARY COMMISSION

1. IN ACCORDANCE WITH THE PROVISIONS OF ARTICLE 11 OF THE AGREEMENT ON ENDING THE WAR AND RESTORING PEACE IN VIETNAM, THE GOVERNMENT OF THE UNITED STATES OF AMERICA, THE GOVERNMENT OF THE REPUBLIC OF VIETNAM, THE GOVERNMENT OF THE DEMOCRATIC REPUBLIC OF VIETNAM, AND THE PROVISIONAL REVOLUTIONARY GOVERNMENT OF THE REPUBLIC OF SOUTH VIETNAM HAVE AGREED ON THE FOLLOWING PROVISIONS FOR THE FORMATION OF THE FOUR-PARTY JOINT MILITARY COMMISSION, HEREINAFTER REFERRED TO AS THE COMMISSION, AND UNDERTAKE TO RESPECT AND TO IMPLEMENT THEM:

2. ORGANIZATION:

(A) THE COMMISSION: EACH GOVERNMENT WILL DESIGNATE ONE MILITARY REPRESENTATIVE OF THE RANK OF MAJOR GENERAL (OR EQUIVALENT) TO SERVE ON THE COMMISSION. EACH REPRESENTATIVE WILL BE AUTHORIZED NOT MORE THAN TWO EXECUTIVE STAFF ASSISTANTS; AND THE REPRESENTATIVE AND HIS ASSISTANTS WILL CONSTITUTE THE ACCREDITED GOVERNMENTAL DELEGATION TO THE COMMISSION.

(B) SECRETARIAT: THE COMMISSION WILL BE ASSISTED BY A SECRETARIAT CONSISTING OF EQUAL REPRESENTATION FROM THE FOUR PARTIES. THE SECRETARIAT WILL CONSIST OF THE FOLLOWING STAFF ELEMENTS:

(1) OPERATIONS CENTER: INHERENT WITHIN THE CONCEPT OUTLINED IN THIS UNDERSTANDING IS THE REQUIREMENT FOR THE ESTABLISHMENT OF AN OPERATIONS CENTER. THIS CENTER WOULD BE STAFFED BY AN ADEQUATE AND EQUAL REPRESENTATION FROM EACH OF THE FOUR PARTIES TO MONITOR ACTIVITIES ON A CONTINUOUS BASIS.

- RECORDS OF ACTIVITIES WOULD BE MAINTAINED WHICH REFLECT INCIDENTS REPORTED, LOCATION, NATURE OF ANY ALLEGATION, SOURCE, ACTION TAKEN IN RESPONSE, ETC.

- COMMUNICATIONS FACILITIES (TO INCLUDE RADIO, LAND LINES, TELETYPE, ETC.) WOULD BE CENTRALIZED AT THE OPERATIONS CENTER.

(2) ADMINISTRATIVE AND INTERPRETER SECTION: WOULD PROVIDE CLERICAL SUPPORT, INTERPRETING AND TRANSLATING SERVICES, PREPARE COMMUNIQUE, MAINTAIN THE MINUTES OF THE COMMISSION'S MEETINGS UNDER THE SUPERVISION OF THE SECRETARY TO THE COMMISSION.

(3) COMPTROLLER SECTION: WOULD MAINTAIN RECORDS OF THE EXPENSES ENTAILED IN THE OPERATION OF THE COMMISSION AND ITS SUBORDINATE ELEMENTS AND WOULD PRORATE THE EXPENSES AT AN EQUITABLE RATE AMONG THE PARTICIPATING PARTIES.

(4) PUBLIC AFFAIRS SECTION: WOULD BE RESPONSIBLE FOR ISSUING THE JOINT COMMUNIQUE OF THE COMMISSION AND BEING RESPONSIVE TO THOSE NEWS MEDIA REPRESENTATIVES WHO ARE ACCREDITED BY THE COMMISSION.

(5) LOGISTICS COORDINATION SECTION: WOULD BE RESPONSIBLE FOR ORGANIZING AND ARRANGING THE FACILITIES AND ASSETS NECESSARY TO SUPPORT THE COMMISSION.

(C) REGIONAL CONTROL GROUP:

(1) EACH GOVERNMENT WILL DESIGNATE AN OFFICER OF THE GRADE OF COLONEL (OR EQUIVALENT) TO SERVE ON A RESPECTIVE REGIONAL CONTROL GROUP WHICH WILL SUPERVISE DIRECTLY THOSE AREAS OF INTEREST OF THE COMMISSION IN EACH OF THE MILITARY REGIONS OF SOUTH VIETNAM. THE MILITARY REGIONS FOR THE PURPOSE OF THIS ARTICLE ARE DEFINED AS THOSE AREAS DELINEATED BY THE FOUR MILITARY REGION BOUNDARIES ESTABLISHED BY THE GOVERNMENT OF THE REPUBLIC OF VIETNAM. EACH OF THESE COLONELS WILL BE AUTHORIZED TWO SUBORDINATE EXECUTIVE ASSISTANTS WHO, WITH THE COLONEL, WILL CONSTITUTE EACH GOVERNMENT'S ACCREDITED MEMBERSHIP ON THE REGIONAL CONTROL GROUP.

(2) THE REGIONAL CONTROL GROUP WILL RESPOND TO DIRECTIVES FROM THE COMMISSION AND WILL SUBMIT APPROPRIATE REPORTS, AND RESULTS OF SUPERVISION, AS DIRECTED BY THE COMMISSION.

(3) EACH REGIONAL CONTROL GROUP WILL BE SUPPORTED BY THE FOLLOWING STAFF ELEMENTS:

- OPERATIONS SECTION
- ADMINISTRATIVE AND INTERPRETER SECTION
- COMPTROLLER SECTION

(4) EACH REGIONAL CONTROL GROUP'S OPERATIONS SECTION WILL BE ADEQUATELY STAFFED BY AN EQUAL NUMBER OF REPRESENTATIVES OF THE FOUR PARTIES TO PERMIT TEAM OPERATIONS ON A CONTINUOUS BASIS. COMMUNICATIONS

FACILITIES FOR THE REGIONAL CONTROL GROUPS WILL BE CENTRALIZED IN THE RESPECTIVE OPERATIONS SECTIONS.

TOP SECRET SENSITIVE

EXCLUSIVE EYES ONLY

TOP SECRET SENSITIVE
EXCLUSIVE EYES ONLY

1972 NOV 4 AM 8 56

TOP SECRET SENSITIVE 040800Z NOV 72 VIA CAS CHANNELS (BUNKER)
SECTION 2 OF 3
FROM: AMBASSADOR BUNKER SAIGON 0248 IMMEDIATE
TO: THE WHITE HOUSE, EXCLUSIVELY EYES ONLY FOR HENRY A. KISSINGER

(5) THE WORKING PROCEDURES OF THE REGIONAL CONTROL GROUPS WILL BE AS PRESCRIBED AND APPROVED BY THE COMMISSION.

(D) CONTROL TEAM: THE REGIONAL CONTROL GROUP WILL BE STAFFED AT AN ADEQUATE LEVEL TO PROVIDE A MINIMUM OF FIVE CONTROL TEAMS, EACH COMPOSED OF A SINGLE REPRESENTATIVE FROM EACH OF THE FOUR PARTIES. THESE CONTROL TEAMS WOULD BE DEPLOYED TO OUTLYING AREAS WHERE THEY WOULD PROVIDE ON-SITE SUPERVISION OF THOSE ACTIVITIES WITHIN THE PURVIEW OF THE COMMISSION. (SEE PARAGRAPH 5 FOR AN ALTERNATIVE ARRANGEMENT FOR THE CONTROL TEAMS)

(1) COMMUNICATIONS, TRANSPORTATION AND ADMINISTRATIVE SUPPORT FOR THE CONTROL TEAMS WILL BE IN CONSONANCE WITH THEIR MISSION REQUIREMENTS.

(2) IN CERTAIN INSTANCES, EXTANT CORDS FACILITIES COULD BE EMPLOYED BY THE CONTROL TEAMS TO PRECLUDE THE NECESSITY FOR ESTABLISHMENT OF SEPARATE SUPPORT.

3. WORKING PROCEDURES:

(A) THE COMMISSION SHALL OPERATE IN ACCORDANCE WITH THE PRINCIPLE OF CONSULTATIONS AND UNANIMOUS AGREEMENT. DISAGREEMENTS SHALL BE REFERRED TO THE INTERNATIONAL COMMISSION OF CONTROL AND SUPERVISION.

(B) THE COMMISSION SHALL BEGIN OPERATING IMMEDIATELY AFTER THE SIGNING OF THE AGREEMENT AND END ITS ACTIVITIES AFTER THE IMPLEMENTATION

OF THE PROVISIONS LISTED IN PARAGRAPH 1 OF THIS UNDERSTANDING.

(C) THE HEADQUARTERS OF THE COMMISSION SHALL BE LOCATED IN SAIGON.

(D) THE COMMISSION WILL CONVENE IN RESPONSE TO A REQUEST FOR A MEETING FROM ANY OF THE REPRESENTATIVES TO ENSURE JOINT ACTION ON ANY CIRCUMSTANCE WITHIN THE PURVIEW OF THE COMMISSION.

(E) MINUTES OF THE COMMISSION'S MEETINGS WILL BE KEPT IN BOTH ENGLISH AND VIETNAMESE, AND WILL BE APPROVED BY ALL PARTIES.

(F) ALL COMMUNIQUEES OF THE COMMISSION WILL BE ISSUED JOINTLY AND IN A TEXT APPROVED BY THE PARTICIPATING PARTIES. ALL COMMUNIQUEES OF THE COMMISSION WILL BE ISSUED IN TWO LANGUAGES; ENGLISH AND VIETNAMESE.

(G) THE OFFICE OF THE SECRETARIAT WILL INCLUDE, INTER ALIA, REPRESENTATION FROM RESPECTIVE GOVERNMENTAL PUBLIC AFFAIRS OFFICES AND WILL BE PREPARED TO ACCOMMODATE REASONABLE REQUIREMENTS FROM NEWS MEDIA REPRESENTATIVES WHO ARE ACCREDITED BY THE COMMISSION.

(H) THE CHAIRMANSHIP OF THE COMMISSION WILL ROTATE THROUGHOUT THE TERM OF THE COMMISSION'S EXISTENCE AND WILL PASS SUCCESSIVELY TO EACH OF THE GOVERNMENTAL REPRESENTATIVES FOLLOWING A TERM OF OFFICE OF FIFTEEN DAYS IN THIS ORDER: UNITED STATES OF AMERICA, DEMOCRATIC REPUBLIC OF VIETNAM, REPUBLIC OF VIETNAM, PROVISIONAL REVOLUTIONARY GOVERNMENT OF THE REPUBLIC OF VIETNAM.

(I) THE EXPENSES ENTAILED IN THE OPERATION OF THE COMMISSION AND ITS SUBORDINATE ELEMENTS WILL BE PRORATED AT AN EQUITABLE RATE AMONG THE PARTICIPATING PARTIES. AGREEABLE RATES AND CHARGES WILL BE TABULATED AND LIQUIDATION OF THESE OBLIGATIONS WILL BE EFFECTED TO THE HOST GOVERNMENT WITHIN DAYS OF THE TERMINATION OF EACH 30 DAY PERIOD OF THE EXISTENCE OF THE COMMISSION.

(J) THE CONFERENCE ROOM FOR THE COMMISSION WILL PROVIDE ADEQUATE ACCOMMODATIONS TO PERMIT AND SUPPORT THE BUSINESS MEETINGS BUT WILL BE AUSTERE IN THAT IT WILL NOT CONTAIN ANY INDIVIDUAL NATIONAL OR GOVERNMENTAL INSIGNIA OR HERALDIC SYMBOLOGY. THE PARTICIPATING REPRESENTATIVES

ON THE COMMISSION WILL WEAR UNIFORMS APPROPRIATE TO SERVICE AND GRADE AT ALL FORMAL MEETINGS.

(K) THE COMMISSION WILL PRESCRIBE AND APPROVE THE WORKING PROCEDURES WHICH WILL GOVERN THE ACTIVITIES OF THE REGIONAL TEAMS, AND WILL APPROVE A SITE FOR TEAM LOCATION IN EACH RESPECTIVE REGIONS.

TOP SECRET

FROM: AMBASSADOR BUNKER SAIGON 0248 IMMEDIATE
TO: THE WHITE HOUSE, EXCLUSIVELY EYES ONLY FOR HENRY A. KISSINGER
(L) WHENEVER THE COMMISSION MUST TRAVEL BEYOND THE CAPITAL
MILITARY DISTRICT LIMITS TO DISCHARGE ITS FUNCTIONS, THE COMMISSION WILL

MOVE AS A BODY, AND WHERE FEASIBLE WILL OCCUPY THE SAME VEHICLE.

(M) PARTICIPANTS ON THE COMMISSION, THE REGIONAL CONTROL GROUPS
AND THE CONTROL TEAMS, AS WELL AS THE RESPECTIVE STAFFS, WILL BE ISSUED
SPECIFIC CREDENTIALS OF IDENTIFICATION.

(N) A DISTINCTIVE BADGE AND APPROPRIATE BRASSARD WILL BE WORN BY
MEMBERS OF THE COMMISSION, REGIONSDCCONTROL GROUPS, CONTROL TEAMS AND
THEIR RESPECTIVE STAFFS WHEN SUCH PERSONNEL ARE AFIELD ON COMMISSION
MATTERS OF INTEREST.

(O) VEHICLES, TO INCLUDE AUTOMOTIVE, AIRCRAFT AND WATERBORNE CRAFT,
WHICH ARE EMPLOYED IN SUPPORT OF THE COMMISSION AND ITS ELEMENTS WILL
DISPLAY DISTINCTIVE MARKINGS OF IDENTIFICATION.

HDKP) PUBLICITY MEDIA OF ALL TYPES WILL BE EMPLOYED TO ACQUAINT THE
POPULAK

SOF ALL AREAS OF SOUTH VIETNAM, AND OTHER COUNTRIES AS APPROPRI-
ATE, OF THE EXTERNAL DISTINCTIVE IDENTIFICATION DEVICES, MARKINGS AND
INDIGNIA OF THE COMMISSION AND ITS SUPPORTING ELEMENTS. DEFERENCE,
RIGHT OF WAY, AND COOPERATION WILL BE ACCORDED COMMISSION REPRESENTA-
TIVES TO FACILITATE THE OFFICIAL MISSION OF THE COMMISSION.

4. FACILITIES:

HTN (A) TRANSPORTATION FACILITIES FOR THE COMMISSION AND ITS SUBORDIN-
ATE ELEMENTS WILL BE PROVIDED BY THE GOVERNMENT OF THE REPUBLIC OF VIET-

NAM (HEREINAFTER REFERRED TO AS THE HOST GOVERNMENT). THESE FACILITIES WILL
CONSIST OF AUTOMOTIVE, AIRCRAFT AND WATERBORNE CRAFT AS APPROPRIATE
AND AS REQUIRED.

(B) THE HOST GOVERNMENT WILL PROVIDE AN APPROPRIATE LOCATION IN
SAIGON FOR THE HEADQUARTERS OF THE COMMISSION.

(C) THE COMMISSION, THE SECRETARIAT, AND THE NATIONAL DELEGATIONS
WILL BE BILLETED BY THE HOST GOVERNMENT IN SUITABLE ACCOMMODATIONS IN
SAIGON. REASONABLE CARE WILL BE EXERCISED TO INSURE EQUIVALENCY OF
ACCOMMODATIONS FOR PERSONNEL OF EQUIVALENT RANK OR STATUS. THE SAME
STANDARDS WILL APPLY FOR THE BILLETING OF THE REGIONAL CONTROL GROUPS,
CONTROL TEAMS AND STAFFS.

(D) ADEQUATE COMMUNICATIONS, TO INCLUDE RADIO, LAND LINE, TELETYPE,
ETC., WILL BE PROVIDED TO THE COMMISSION AND ITS SUBORDINATE ELEMENTS
BY THE HOST GOVERNMENT.

(E) THE OPERATING EXPENSES OF THE FACILITIES PROVIDED WILL BE
PRORATED AMONG THE PARTIES.

5. ALTERNATIVE ARRANGEMENT FOR CONTROL TEAMS: THE NUMBER OF CONTROL
TEAMS TO BE EMPLOYED IN EACH MILITARY REGION COULD BE EXPANDED TO
ACCOMMODATE PROVISION FOR THE ESTABLISHMENT OF ONE CONTROL TEAM IN EACH
PROVINCE.

END TEXT.

CLASS ONLY

TOP SECRET SENSITIVE

(EXCLUSIVE)

1972 OCT 30 PM 1 34

T O P S E C R E T 301746Z OCT 72 SENSITIVE EXCLUSIVELY EYES ONLY
VIA BUNKER CHANNELS

FROM: HENRY A. KISSINGER

TO : AMBASSADOR BUNKER

CITE: WHS2305

DELIVER AT OPENING OF BUSINESS

OCTOBER 30, 1972

1. WHILE WE ARE AWAITING WORD FROM HANOI ABOUT RESUMING OUR NEGOTIATIONS, WE SHOULD USE INTERVENING PERIOD TO PREPARE SUPERVISORY MACHINERY TO BE IN PLACE IMMEDIATELY AT TIME CEASE-FIRE GOES INTO EFFECT. HERE IN WASHINGTON, WE ARE WORKING ON INTERNATIONAL CONTROL COMMISSION PREPARATIONS. WE WOULD LIKE YOU IN SAIGON TO MOVE AHEAD ON PREPARATIONS FOR TWO-PARTY AND FOUR-PARTY JOINT MILITARY COMMISSIONS.
2. WE RECOGNIZE THAT GVN MAY BE RELUCTANT TO JOIN US IN SUCH PLANNING WHILE THEY CONTINUE TO TAKE STAND IN PRINCIPLE AGAINST CURRENT DRAFT AGREEMENT. HOWEVER, WE NOTE THAT THEY ARE, NEVERTHELESS, MAKING MANY PRAGMATIC PREPARATIONS FOR A CEASE-FIRE. WE CONSEQUENTLY THINK IT IS WORTH OUR WHILE TO ATTEMPT TO BRING THEM INTO PLANNING VENTURES WITH US.
3. PLEASE BRING FRED WEYAND COMPLETELY INTO PICTURE WITH RESPECT OUR CURRENT DRAFT AGREEMENT AND HAVE HIM FORM VERY SMALL PLANNING STAFF TO WORK OUT DETAILS OF FOUR-PARTY JOINT MILITARY COMMISSION IN FORM WE WOULD CONSIDER OPTIMUM TO U.S. INTERESTS. ONCE HE HAS DONE THIS, HAVE HIM SEND US BRIEF OUTLINE OF HIS THINKING THROUGH THESE CHANNELS NO LATER THAN 3 NOVEMBER. HE SHOULD HAVE INFORMAL LIAISON WITH GENERAL CAO VAN VIEN IN PREPARING HIS PLANS BUT SHOULD NOT RPT NOT AT THIS STAGE UNDERTAKE TO EXCHANGE ANY PAPERS WITH VIEN.
4. IF WE FIND PLANS SATISFACTORY AND IF VIEN SEEMS WILLING PURSUE PLANNING MORE DEFINITELY, WE WILL INSTRUCT YOU CONCERNING FURTHER STEPS TO BE TAKEN WITH GVN.
5. I AM SURE YOU UNDERSTAND THE EXTREME SENSITIVITY OF THIS MATTER AND URGE YOU TO CAUTION FRED WEYAND AND ALL INVOLVED THAT IT SHOULD BE UNDERTAKEN WITH THE MOST SCRUPULOUS CARE TO AVOID COMPROMISE AND PUBLIC SPECULATION. GDS.

WARM REGARDS.

TOP SECRET SENSITIVE

EYES ONLY